



## Applicant Initiated Interview Request Form

Application No.: 09/989,912 First Named Applicant: Avi Penner  
Examiner: Carl H. Layno Art Unit: 3762 Status of Application: Pending

**Tentative Participants:**

(1) Examiner Layno (2) Scott S. Kokka  
(3) \_\_\_\_\_ (4) \_\_\_\_\_

Proposed Date of Interview: 6/18/04 Proposed Time: 2:00 EDT (AM  /PM )

**Type of Interview Requested:**

(1)  Telephonic (2)  Personal (3)  Video Conference

Exhibit To Be Shown or Demonstrated:  YES  NO

If yes, provide brief description: \_\_\_\_\_

**Issues To Be Discussed**

| Issues<br>(Rej., Obj., etc) | Claims/<br>Fig. #s<br><u>see below</u> | Prior<br>Art  | Discussed                | Agreed                   | Not Agreed               |
|-----------------------------|--|---|--------------------------|--------------------------|--------------------------|
| (1) <u>Rej.</u>             | <u>see below</u>                       | <u>per 4/21/04 OA</u> <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (2) _____                   | _____                                  | _____   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (3) _____                   | _____                                  | _____   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| (4) _____                   | _____                                  | _____   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Continuation Sheet Attached

**Brief Description of Arguments to be Presented:**

Applicants wish to discuss rejection of claims 15-24, 27, 28, 31-34, and 36-38 in light of attached proposed amendments.

An interview was conducted on the above-identified application on JUNE 18, 2004.

**NOTE:**

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Signature  
(Applicant/Applicant's Representative Signature)

Signature  
(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT  
224750-7015285001  
(262/229)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE: the Application of: )  
Avi Penner et al. ) Group Art Unit: 3762  
Serial No.: 09/989,912 ) Examiner: Carl H. Layno  
Filed: November 19, 2001 )  
For: SYSTEMS AND METHODS FOR )  
COMMUNICATING WITH )  
IMPLANTABLE DEVICES )

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CERTIFICATE OF MAILING TRANSMISSION (37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as "First Class Mail" to addressee in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

6/18/04  
Date of deposit

Carolyn Tobias  
Carolyn Tobias

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT A

Dear Sir:

This is in response to the Office Action mailed April 21, 2004. The following amendments and remarks are respectfully submitted.